IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

W.A. DREW EDMONDSON, in his Capacity as ATTORNEY GENERAL OF THE STATE OF OKLAHOMA and OKLAHOMA SECRETARY OF THE ENVIRONMENT C MILES TOLBERT, in his capacity as the TRUSTEE FOR NATURAL RESOURCES FOR THE))))))))
STATE OF OKLAHOMA,))
Plaintiff)
vs.) Case No. 4:05-cv-00329-JOE-SAJ
TYSON FOODS, INC.,	<i>)</i>)
TYSON POULTRY, INC.,)
TYSON CHICKEN, INC.,	
COBB-VANTRESS, INC.,)
AVIAGEN, INC.,)
CAL-MAINE FOODS, INC.,)
CAL-MAINE FARMS, INC.,)
CARGILL, INC.,)
CARGILL TURKEY PRODUCTION, LLC,)
GEORGE'S, INC.,)
GEORGE'S FARMS, INC.,)
PETERSON FARMS, INC.,)
SIMMONS FOODS, INC.,)
WILLOW BROOK FOODS, INC.,	
Defendants)

DEFENDANTS, CAL-MAINE FOODS, INC. AND CAL-MAINE FARMS, INC.'S, CORRECTED MOTION TO ADOPT AND JOIN IN REPLIES FILED BY OTHER DEFENDANTS

COME NOW, Defendants, Cal-Maine Foods, Inc., and Cal-Maine Farms, Inc., and hereby adopt and join in the following Replies filed by other Defendants and incorporate by reference all statements, arguments and points of authority contained therein:

- 1. Reply To Plaintiffs' Response In Opposition To Peterson Farms, Inc.'s Alternative Motion To Stay Proceedings Pending Appropriate Regulatory Agency Action, and Brief In Support (Docket No. 147);
- 2. Reply To Plaintiffs' Response In Opposition To Peterson Farms, Inc.'s Motion To Dismiss, and Brief In Support (Docket No. 149);
- 3. Reply to Plaintiffs' Response To Tyson Foods, Inc., Tyson Poultry, Inc., Tyson Chicken, Inc. and Cobb-Vantress, Inc.'s Motion For More Definite Statement With Respect To Counts One And Two Of The First Amended Complaint (Docket No. 143);
- 4. Tyson Poultry, Inc.'s Reply In Support Of Its Motion To Dismiss Count 3 Of Plaintiffs' First Amended Complaint (Docket No. 145);
- 5. Reply Memorandum Of Tyson Foods, Inc. In Support Of Its Motion To Dismiss Counts 4-10 Of The First Amended Complaint (Docket No. 144);
- 6. Tyson Chicken, Inc.'s Reply On Its Motion To Dismiss Counts 4, 5, 6 and 10 Of The First Amended Complaint Under The Political Question Doctrine (Docket No. 146); and
- 7. Cobb-Vantress, Inc.'s Reply in Support Of Motion To Dismiss Counts, Four, Six, Seven, Eight, Nine And Ten Of The First Amended Complaint or Alternatively, Stay The Action (Docket No. 142).

DATED this 16th day of December, 2005.

Respectfully submitted,

By: /s/ Robert P. Redemann

Robert P. Redemann, Esq., OBA #7454 Lawrence W. Zeringue, Esq., OBA #9996 David C. Senger, Esq., OBA #18830 PERRINE, McGivern, Redemann, Reid, BERRY & TAYLOR, P.L.L.C.

P.O. Box 1710

Tulsa, OK 74101-1710 Telephone: (918) 382-1400 (918) 382-1499 Facsimile:

Email: rredemann@pmrlaw.net

> lzeringue@pmrlaw.net dsenger@pmrlaw.net

Robert E. Sanders, Esq. E. Stephen Williams, Esq. YOUNGWILLIAMS P.A. P.O. Box 23059 Jackson, MS 39225-3059 Telephone: (601) 948-6100

Facsimile: (601) 355-6136

Email: rsanders@youngwilliams.com

swilliam@youngwilliams.com

ATTORNEYS FOR DEFENDANTS, **CAL-MAINE FARMS, INC. AND CAL-MAINE FOODS, INC.**

CERTIFICATE OF SERVICE

I hereby certify that on December 16th, 2005, I electronically transmitted the foregoing document to the Clerk of Court using ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

Attorneys for Plaintiff,

Attorney General of the State of Oklahoma

W.A. Drew Edmondson

fc docket@oag.state.ok.us

Kelly S. Hunter Burch

fc.docket@oag.state.ok.us

John Trevor Hammons

thammons@oag.state.ok.us

Louis Werner Bullock

lbullock@mkblaw.net

James Randall Miller

rmiller@mkblaw.net

David Phillip Page

dpage@mkblaw.net

Frederick C. Baker

fbaker@motleyrice.com

Elizabeth C. Ward

lward@motlevrice.com

Richard T. Garren

rgarren@riggsabney.com

Dorothy Sharon Gentry

sgentry@riggsabney.com

Robert Allen Nance

rnance@riggsabnev.com

Melvin David Riggs

driggs@riggsabney.com

Sharon K. Weaver

sweaver@riggsabney.com

Douglas Allen Wilson

Doug Wilson@riggsabney.com

Attorneys for Plaintiff, Office of

Oklahoma Secretary of the Environment

W.A. Drew Edmondson

fc docket@oag.state.ok.us

John Trevor Hammons

thammons@oag.state.ok.us

Louis Werner Bullock

lbullock@mkblaw.net

James Randall Miller

rmiller@mkblaw.net

David Phillip Page

dpage@mkblaw.net

Frederick C. Baker

fbaker@motleyrice.com

Elizabeth C. Ward

lward@motleyrice.com

Richard T. Garren

rgarren@riggsabnev.com

Robert Allen Nance

rnance@riggsabney.com Melvin David Riggs

driggs@riggsabney.com

Sharon K. Weaver

sweaver@riggsabnev.com

Douglas Allen Wilson

Doug Wilson@riggsabney.com

Attorneys for Defendants,

Cargill, Inc.; Cargill Turkey Production, LLC

Theresa Nobile Hill

thill@rhodesokla.com

Colin Hampton Tucker

chtucker@rhodesokla.com

John H. Tucker

jtuckercourts@rhodesokla.com

Delmar R. Enrich

dehrich@faegre.com

John F. Jeske

jjeske@faegre.com

Terry Wayen West

terry@thewestlawfirm.com

Attorneys for Defendants,

George's, Inc.; George's Farms, Inc.

James Martin Graves

igraves@bassettlawfirm.com

George W. Owens

gwo@owenslawfirmpc.com

Randall Eugene Rose

rer@owenslawfirmpc.com

Archer Scott McDaniel

 $\underline{Smcdaniel@jpm\text{-}law.com}$

Chris A. Paul

cpaul@jpm-law.com

Martin Allen Brown

mbrown@jpm-law.com

Nicole Marie Longwell Nlongwell@jpm-law.com

Philip D. Hixon

Phixon@jpm-law.com

Attorneys for Defendant, Simmons Foods, Inc.

John R. Elrod

jelrod@swlaw.com

Vicki Bronson

vbronson@swlaw.com

Bruce Wayne Freeman

bfreeman@swlaw.com

Attorneys for Defendant, Tyson Foods, Inc.; Tyson Poultry, Inc.; Tyson Chicken, Inc.;

Cobb-Vantress, Inc. Jay Thomas Jorgensen

jjorgensen@sidley.com

Mark D. Hopson

mhopson@sidley.com

Patrick Michael Ryan

pryan@ryanwhaley.com

Stephen L. Jantzen

sjantzen@ryanwhaley.com

Timothy K. Webster

twebster@sidley.com

Robert W. George

Robert.george@kutakrock.com

Attorneys for Defendant, Willow Brook Foods, Inc.

Jennifer Stockton Griffin jgriffin@lathropgage.com

Raymond Thomas Lay

rtl@kiralaw.com

Thomas James Grever

tgrever@lathropgage.com

Attorney for Third-Party Plaintiff, Peterson Farms, Inc.

Nicole Marie Longwell

Nlongwell@jpm-law.com

Attorneys for Third-Party Plaintiff, Cargill Turkey Production, LLC

Colin Hampton Tucker

chtucker@rhodesokla.com

John H. Tucker

jtuckercourts@rhodesokla.com

Delmar R. Enrich

dehrich@faegre.com

John F. Jeske

jjeske@faegre.com

Terry Wayen West

terry@thewestlawfirm.com

I hereby certify that on December 16, 2005, I served the foregoing document by mail on the following, who are not registered participants of the ECF system:

Attorneys for Plaintiff,	Attorneys for Plaintiff, Office of
Attorney General of the State of Oklahoma	Oklahoma Secretary of the Environment
C. Miles Tolbert	C. Miles Tolbert
Secretary of the Environment	Secretary of the Environment
State of Oklahoma	State of Oklahoma
3800 North Classen	3800 North Classen
Oklahoma City, OK 73118	Oklahoma City, OK 73118
William H. Narwold, Esq.	William H. Narwold, Esq.
MOTLEY RICE LLC	MOTLEY RICE LLC
20 Church Street 17 th Floor	20 Church Street 17 th Floor
Hartford, CT 06103	Hartford, CT 06103
Attorneys for Defendants,	Attorneys for Defendant, Tyson Foods, Inc.;
George's, Inc.; George's Farms, Inc.	Thomas C. Green
Gary V. Weeks, Esq.	SIDLEY AUSTIN BROWN & WOOD LLP
BASSETT LAW FIRM	1501 K. Street NW
P.O. Box 3618	Washington, DC 20005
Fayetteville, AR, 72702	

s/ Robert P. Redemann Robert P. Redemann